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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO

JEFFREY A. AMES and SASHA M.
D'AMICO,

Plaintiffs,

v.

CITY OF NOVATO; LT. OLIVER
COLLINS, et al.,

Defendants.

Case No.: 3:16-cv-02590-JST

Complaint Filed: May 13, 2016
FAC Filed: May 16, 2016

**STIPULATION AND [PROPOSED] ORDER
TO CONTINUE THE DEADLINE FOR
COMPLETION OF ADR PROCESS**

1 Plaintiffs Jeffrey Ames and Sasha D'Amico ("Plaintiffs") and Defendants City of Novato
 2 and Lt. Oliver Collins (collectively, "Defendants"), by and through their respective counsel of
 3 record, hereby stipulate as follows for consideration and approval by the Court:

4 A. WHEREAS, Plaintiffs filed a First Amended Complaint for Damages on May 16,
 5 2016 and served Defendants on May 20, 2016;

6 B. WHEREAS, on May 31, 2016, the parties agreed and stipulated to extending
 7 Defendants' time to respond to Plaintiffs' First Amended Complaint from June 10,
 8 2016 to July 6, 2016;

9 C. WHEREAS, on July 6, 2016, Defendants City of Novato and Lt. Oliver Collins filed a
 10 Motion to Dismiss Portions of Plaintiffs' First Amended Complaint;

11 D. WHEREAS, on July 6, 2016, the Court scheduled a Case Management Conference for
 12 September 14, 2016.

13 E. WHEREAS, on July 14, 2016, Defendants City of Novato and Lt. Oliver Collins filed
 14 a Motion to Sever Plaintiff D'Amico's Claims into a Separate Action;

15 F. WHEREAS, on July 19, 2016, the parties agreed and stipulated, and this Court
 16 approved, that the hearing on Defendants' Motion to Dismiss Portions of Plaintiffs'
 17 First Amended Complaint and Motion to Sever Plaintiff D'Amico's Claims into
 18 Separate Action be continued to September 1, 2016 at 2:00 p.m. and to extend briefing
 19 dates.;

20 G. WHEREAS, Fulvio Cajina associated in as co-counsel for Plaintiffs on August 10,
 21 2016;

22 H. WHEREAS, on August 31, 2016, the parties agreed and stipulated, and this Court
 23 approved, to continue the case management conference, the deadline for filing the
 24 ADR stipulation/notice for phone conference, and related dates;

25 I. WHEREAS, on September 14, 2016, the parties agreed and stipulated to Mediation as
 26 their preferred ADR process;

27 J. WHEREAS, on September 19, 2016, this Court approved, and ordered, completion of
 28 Mediation within 90 days of the order, or by December 19, 2016;

K. WHEREAS, the parties appeared before the Court at the October 19, 2016, case management conference, and represented to the court that they have agreed to use a private mediator who is not available until March 2017. This Court approved the parties' filing of this stipulation to extend the mediation deadline.

NOW THEREFORE, the Plaintiffs and Defendants stipulate, by and through their counsel and pursuant to Court approval, that:

1. The continued deadline to complete ADR (mediation) in this matter is on or before March 31, 2017.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

Dated: October 24, 2016

LIEBERT CASSIDY WHITMORE

By: /s/ Suzanne Solomon

Suzanne Solomon
Arlin Kachalia
Attorneys for Defendants CITY OF
NOVATO
and LT. OLIVER COLLINS

Dated: October 24, 2016

SHEA LAW OFFICES

By: /s/ Mary Shea Hagebols

Mary Shea Hagebols
Attorneys for Plaintiffs JEFFREY A. AMES
and SASHA M. D'AMICO

Dated: October 24, 2016

LAW OFFICE OF FULVIO F. CAJINA

By: /s/ Fulvio F. Cajina

Fulvio F. Cajina
Attorneys for Plaintiffs JEFFREY A. AMES
and SASHA M. D'AMICO

[PROPOSED] ORDER

1. The parties have agreed to private mediation, and shall to hold the ADR session on or before March 31, 2017.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 24, 2016


The Honorable Jon S. Tigar
United States District Judge

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